

NOTIFICATION.

No. CI 281 GMI 67, Bangalore, dated 2nd December 1967.

The accompanying Notification No. 1-CA (13) 66, dated 7th September 1967 issued by the Institute of Chartered Accountants of India, Indraprastha Marg, New Delhi-1, is republished in the *Mysore Gazette*, for public information.

N. NARAYANASWAMY,

*Under Secy. to Government,
Commerce and Industries Department.*

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THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA.

POST BOX No. 268,
INDRAPRASTHA MARG,
NEW DELHI-1.
7TH SEPTEMBER, 1967.

NOTIFICATION.

(CHARTERED ACCOUNTANTS)

No. 1-CA (13)/66.—In exercise of the powers conferred by sub-section (1) of Section 30 of the Chartered Accountants Act, 1949 (XXXVII of 1949), the Council of the Institute of Chartered Accountants of India has made the following amendments to the Chartered Accountants Regulations, 1964 the same having been previously published and approved by the Central Government as required under sub-section (3) of the said Section.

In the said Regulations :—

I. For the existing regulation 29, substitute the following :—

"29. **Engagement of articled clerks.**—(1) Only associates and fellows who are in practice or who are deemed to be in practice within the meaning of the explanation to sub-section (2) of Section 2, shall, subject to the provisions of these Regulations, be entitled to train articled clerks as hereinafter provided.

- (2) An Associate who has been in continuous practice for not less than three years, either before or after the commencement of the Act or partly before and partly after the commencement of the Act, shall be entitled to train one articled clerk.
- (3) A member, other than one covered by sub-regulation (2), who is a partner in a firm of chartered Accountants in practice having at least one partner entitled to train articled clerk/s, shall be entitled to train one articled clerk.
- (4) A member who is a full-time salaried employee of a chartered accountant in practice entitled to train articled clerk/s or of a firm of chartered accountants in practice having at least one partner entitled to train articled clerk/s shall be entitled to train one articled clerk.
- (5) A fellow who has been in continuous practice for not less than 5 years, either before or after the commencement of the Act, or partly before and partly after the commencement of the Act, shall be entitled to train two articled clerks.
- (6) A fellow who has been in continuous practice for a period of not less than 7 years, either before or after the commencement of the Act, or partly before and partly after the commencement of the Act, shall be entitled to train three articled clerks.
- (7) A fellow who has been in continuous practice for a period of not less than 15 years, either before or after the commencement of the Act or partly before and partly after the commencement of the Act shall be entitled to train four articled clerks.
- (8) A member in practice entitled to train one or more articled clerks under any of the sub-regulations (2), (5) (6) (7) shall be entitled to train as an additional articled clerk, a person who has passed the degree examination of a recognised University securing not less than 60% marks in the aggregate in the said examination :

Provided that if a member is in practice as a sole proprietor and is also a partner in one or more firms of chartered accountants in practice, he shall be entitled to engage such additional clerk only if the ratio of such additional clerks to the number of partners is maintained at one articled clerk for every two partners :

Provided further that if a member in practice is a partner in one or more firms of chartered accountants in practice he shall be entitled to engage such additional articled clerk only if the

ratio of such additional clerks to the number of partners is not higher than one articled clerk for every two partners.

Explanation I. For the purpose of calculating the percentage of marks, the marks secured in subjects in which a student is required by the regulations of the University or the examining body concerned to obtain only pass marks, and for which no special credit is given for higher marks shall be ignored.

II. For the purpose of the second proviso to sub-regulation (8) a member who is a partner in two or more firms of Chartered accountants in practice shall be counted as one while calculating the number of additional articled clerks that can be trained.

(9) A member who ceases to be in practice or gives up salaried employment under a chartered accountant in practice or a firm of such chartered accountants and who, at the time of discontinuance of practice or paid employment, as the case may be, has one or more articled clerk serving under him, shall not be eligible to take any articled clerk if he subsequently sets up practice or takes up salaried employment under a chartered accountant in practice or a firm of such chartered accountants, until such time as the articled clerk or clerks serving under him previously complete the period of articles intended to be served under him, had he not given up his practice or the salaried employment.

(10) A member shall be entitled to engage or train an articled Clerk only if he is in practice and such practice, in the opinion of the Council, is his main occupation.

(11) The Council may, subject to such terms and conditions as it may deem fit, relax any of the provisions of this regulation in any particular case."

II. For the existing sub-regulation, (1) of regulation 48, substitute the following :—

"(1) Only associates and fellows who are in practice shall, subject to the provisions of these Regulations, be entitled to train audit clerks as hereinafter provided.

(2) A member who has been in continuous practice for not less than three years, either before or after the commencement of the Act or partly before and partly after the commencement of the Act, shall be entitled to train two audit Clerks.

(3) A member who is a fellow and who has been in continuous practice for not less than fifteen years, either before or after

the commencement of the Act or partly before and partly after the commencement of the Act, shall be entitled to train three audit clerks.

- (4) The Council may, subject to such terms and conditions as it may deem fit, relax any of the provisions of this regulation in any particular case.
- (5) A member shall be entitled to engage or retain an audit Clerk only if he is in practice and such practice, in the opinion of the Council, is his main occupation."

III. In regulation 48, renumber the existing Sub-regulations (2), (3), (4), (5), (6) and (7) as (6), (7), (8), (9), (10) and (11) respectively.

IV. In regulation 48, in the re-numbered sub-regulations (8), for the figures and brackets "(2) and (3)", substitute the figures and brackets "(6) and (7)."

V. In regulation 48, in the renumbered sub-regulations (10) and (11), for the figure and brackets "(5)", substitute the figures and brackets "(9)".

C. BALAKRISHNAN,
Secretary.